

**McANDREWS, HELD & MALLOY, LTD.**

Citicorp Center

34th Floor

500 West Madison Street  
Chicago, Illinois 60661Telephone: 312/775-8000  
+Facsimile: 312/775-8100**FACSIMILE COVERSHEET****TO:****ISSUE FEE**

Examiner Wozniak, James S.

Application No. 09/681,266

Attorney Docket No. 13032US01 (15UL5709)

**Fax:**

(571) 273-2885

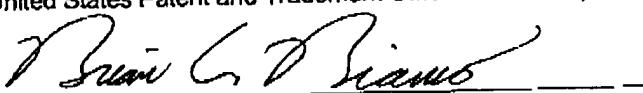
**FROM:****Brian C. Bianco**

Fax:

312/775-8100

**DATE:****February 14, 2006****Matter:****Our File No.: 13032US01****No. pages sent****including cover page:**5**MESSAGE:**Original documents will:  Not be sent

I hereby certify that the attached Part B - Fee(s) Transmittal and Comments on Statement of Reasons for Allowance are being facsimile transmitted to the United States Patent and Trademark Office on February 14, 2006.


  
 Brian C. Bianco

If you do not receive entire transmission, please contact Celia Bahena at 312/775-8000.

The documents accompanying this facsimile transmittal coversheet contain information from the law firm of McAndrews, Held & Malloy, Ltd., which may be confidential and/or legally privileged. The documents are intended only for the personal and confidential use of the addressee identified above. If you are not the intended recipient or an agent responsible for delivering these documents to the intended recipient, you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance on the contents of this transmitted information is strictly prohibited. If you have received this facsimile in error, please immediately notify the Firm so that we can arrange for the return of the original documents to use. Thank you.

FROM MCANDREWS, HELD, & MALLOY

(TUE) 2.14'06 14:58/ST. 14:57/NO. 4861050852 P 3



Application No. 09/681,266

G.E. Docket No. 15-UL-5709

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
Attorney Docket Number 15-UL-5709 (13032USP1)

In the Application of:

Steven C. Miller

Serial No. 09/681,266

Filed: March 12, 2001

Title: Remote Control Of A Medical  
Device Using Speech Recognition  
And Foot Controls

Examiner: James S. Wozniak

Group Art Unit: 2655

February 14, 2006

Date

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and  
Trademark Office (FAX No. (571) 273-8300) on February 14, 2006.

Brian C. Bianco  
Reg. No. 51,471

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Examiner Wozniak:

The Applicant respectfully requests that the following Comments on the reasons  
for allowance be added to the file.

Page 1 of 3

Application No. 09/681,266

G.E. Docket No. 15-UL-5709

REMARKS

Claims 1-24 are allowed. The Applicant notes, however, that claims 1-24 were not pending in the application at the time of allowance. Rather claims 1-4, 6-10, 12-17, 19-21, and 23-24 were pending at the time of allowance and are considered allowed. The Applicant appreciates the Examiners allowance of these claims and respectfully submits the following Comments on the Statement of Reasons for Allowance:

The Applicant respectfully submits that the Reasons for Allowance may potentially import interpretations into the claims in relation to the prior art that are unnecessarily limited and may place unwarranted interpretations upon the claims.

Such a characterization of the claims in view of the prior art may not properly take into account the Applicant's claimed invention as reflected in the claims, the specification and the prosecution history of the present application. Applicant believes that the claims, the specification, and the prosecution history in their entirety provide an adequate basis for the allowability of the claims.

Additionally, specific parts of the Examiner's reasons for allowance may pertain to limitations appearing in some of the claims, but not others of the claims. The Applicant respectfully submits that the Examiner has thoroughly examined the claims, recognized the limitations appearing or not appearing in each of the claims, and properly found the claims to be allowable based on the record.

For example, the present allowed claims include independent claims 1, 7, 13, 20, and 23. In the Reasons for Allowance, the Examiner recited various portions of claims

Application No. 09/681,266 G.E. Docket No. 15-UL-5709  
from which no reference in the prior art disclosed or made obvious. However, the  
Applicant submits that no reference in the prior art discloses or makes obvious the claims  
as a whole, as opposed to individual limitations.

## **CONCLUSION**

If the Examiner has any questions or the Applicant can be of any assistance, the Examiner is invited and encouraged to contact the Applicant at the number below.

The Commissioner is authorized to charge any necessary fees or credit any overpayment to the deposit account 070845.

Respectfully submitted,

Date: February 14, 2006

Brian C. Bianco  
Registration No. 51,471

MCANDREWS, HELD & MALLOY, LTD.  
500 West Madison Street, 34th Floor  
Chicago, IL 60661

Telephone: (312) 775-8000  
Facsimile: (312) 775-8100